

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
ANDERSON/GREENVILLE DIVISION

Eugene M. Weddington,

Plaintiff,

v.

Brinker International, Inc.,  
D/b/a Chili's Grill and Bar,

Defendant.

Civil Action No. 8:18-1630-TMC

**ORDER**

Plaintiff filed this action alleging claims pursuant to the Americans with Disabilities Act ("ADA"). (ECF No. 1). In accordance with 28 U.S.C. § 636(b)(1) and Local Civil Rule 73.02, D.S.C., this matter was referred to a magistrate judge for pretrial handling. Before the court is the magistrate judge's Report and Recommendation ("Report"), recommending that Defendant's motion to dismiss and compel arbitration (ECF No. 6) be granted and this action dismissed. (ECF No. 31 at 3). Neither party has filed any objections to the Report, and the time to do so has now run.

The Report has no presumptive weight and the responsibility to make a final determination in this matter remains with this court. *See Mathews v. Weber*, 423 U.S. 261, 270-71 (1976). In the absence of objections, this court is not required to provide an explanation for adopting the Report. *See Camby v. Davis*, 718 F.2d 198, 199 (4th Cir. 1983). Rather, "in the absence of a timely filed objection, a district court need not conduct a de novo review, but instead must only satisfy itself that there is no clear error on the face of the record in order to accept the recommendation." *Diamond v. Colonial Life & Acc. Ins. Co.*, 416 F.3d 310, 315 (4th Cir. 2005) (quoting Fed. R. Civ. P. 72 advisory committee's note).

After a thorough review of the Report and the record in this case, the court adopts the magistrate judge's Report (ECF No. 31) and incorporates it herein. Accordingly, the court **GRANTS** Defendant's motion to compel arbitration (ECF No. 6), and **DISMISSES** this action.

**IT IS SO ORDERED.**

s/Timothy M. Cain  
United States District Judge

March 22, 2019  
Anderson, South Carolina